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Date: March 10, 2005

To Examiner : Mina Haghighatian
Group 1616

From: Carolyn S. Elmore
Registration No. 37,567

Fax Number: (703) 872-9306

Subject: **Paper:** Reply to Final Office Action dated January 11, 2005
Docket No.: 2685.2030-000
Applicants: Jennifer L. Schmitke, *et al.*
Serial No.: 09/888,126
Filing Date: June 22, 2001

Number of pages including this cover sheet 12

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Comments:

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MAR 10 2005

DOCKET NO. 2685.2030-000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

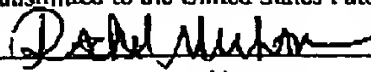
Applicants: Jennifer L. Schmitke, Donghao Chen, Richard P. Batycky, David A. Edwards and Jeffrey S. Hrkach

Application No.: 09/888,126 Group: 1616

Filed: June 22, 2001 Examiner: Mina Haghighatian

Confirmation No.: 9053

For: PARTICLES FOR INHALATION HAVING RAPID RELEASE PROPERTIES

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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Reply After Final Rejection for filing in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- ☐ A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

	(COL. 1)			(COL. 2)	(COL. 3)		SMALL ENTITY			OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT			HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDIT. FEE	<u>O</u> <u>R</u>	RATE	ADDIT. FEE
TOTAL	57	MINUS	*	60	0	X	\$ 9	\$0	X	\$18	\$0
INDEP	3	MINUS	**	3	0	X	\$42	\$0	X	\$84	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$145	\$0	+	\$290	\$0
* not fewer than 20								\$			
** not fewer than 3						TOTAL	=	0	TOTAL	=	\$

09/888,126

Please charge Deposit Account No. 502807 for the following fees:			
<input type="checkbox"/>	<input type="checkbox"/>	Petition for [] month Extension of Time	\$
<input type="checkbox"/>	<input type="checkbox"/>	Amendment Fee	\$
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Other Fees:	
		Terminal Disclaimer	\$ 130
			\$
TOTAL:			\$ 130
A check is enclosed in payment of the following fees:			
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<input type="checkbox"/>	<input type="checkbox"/>	Other Fees:	
			\$
			\$
TOTAL:			\$

[X] A general authorization is hereby granted to charge Deposit Account No. 502807 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application.

Respectfully submitted,

ELMORE, CRAIG & VANSTONE, P.C.

By


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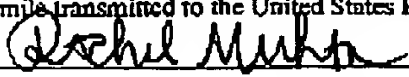
Dated: *March 10, 2005*

MAR 10 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/888,126 Confirmation No.: 9053
Applicants : Jennifer L. Schmitke, Donghao Chen, Richard P. Batycky,
David A. Edwards and Jeffrey S. Hrkach
Filed : June 22, 2001
TC/A.U. : 1616
Examiner : Mina Haghighatian

Docket No. : 2685.2030-000
Customer No. : 000038421
Title : Particles for Inhalation Having Rapid Release Properties

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REPLY AFTER FINAL REJECTION

Sir:

This Reply After Final Rejection is in response to the Final Office Action of January 11, 2005. Reconsideration is respectfully requested.